

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HIRANO et al.

Application No.: **10/784,986**

Filing Date: February 25, 2004

For: NOVEL LYSINE DECARBOXYLASE GENE
AND METHOD FOR PRODUCING L-LYSINE

Art Unit: 1652

Examiner: Gebreyesus, Kagnaw H.

Attorney Ref. No.: US-109

Confirmation No.: 1388

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the primary examiner in the above-captioned patent application.

Please charge the fee of \$500 (fee code 1401) under 37 C.F.R. § 1.17(b)

☐

to our Deposit Account No. 50-2821

☒

to the charge account identified in EFS-Web processing.

The Director is authorized to charge any additional fees necessitated by this paper, and to credit any overpayments, to the above-selected Deposit Account or credit account.

☐

A duplicate copy of this Notice is enclosed.

☒

A Petition for Extension of Time under 37 C.F.R. § 1.136(a) is enclosed herewith.

Customer Number 38108

Cermak & Kenealy, LLP

515 E. Braddock Road, Suite B

Alexandria, VA 22314

703.778.6608

Respectfully submitted,



Shelly Guest Cermak

Reg. No. 39,571

Date: June 14, 2006